EIGHTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA
FIRST REGULAR SESSION, 1993
C.B. NO. S-16

A BILL FOR AN ACT

To create a Sports and Recreation Board, to foster and coordinate National sports and recreation programs, to provide for the renovation and building of sports and recreation facilities, to create a Sports and Recreation Fund, to appropriate the sum of $250,000 from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 1994 for the Fund, to authorize the appropriation of monies in fiscal years 1995 to 1998 for the Fund, and for other purposes.

BE IT ENACTED BY THE CONGRESS OF THE FEDERATED STATES OF MICRONESIA:

Section 1. Short title. This act shall be known and may be cited as the "Sports and Recreation Act of 1993."

Section 2. Declaration of Policy. It is the declared policy of the Government of the Federated States of Micronesia that:

(1) Sports and recreation activities are an important means of promoting health, physical fitness, and the general well-being of citizens of all ages, and of all physical ability levels, including the handicapped;

(2) Children, adolescents, and the handicapped especially benefit from sports and recreation activities that broaden their mental and physical capabilities, and promote sportsmanship, leadership, self-sufficiency, and teamwork;

(3) Sports and recreation programs should be fostered, promoted, coordinated, and developed on a National level for citizens of all ages and ability levels, including the handicapped;

(4) Interstate competition should be organized to promote friendly competition, comradeship, and sportsmanship between the States;

(5) Participation in, and preparation for, international sports competitions should be supported and organized on a National level;

(6) Organization for hosting regional and international sports competitions should be carried out on a
National level;

(7) National priorities should be established and a general plan for the promotion and execution of sports and recreation programs should be formulated; and

(8) An organized program to renovate existing sports and recreation facilities, and to build new facilities in each of the States should be undertaken.

Section 3. Sports and Recreation Board; Establishment;

Composition. There is hereby established a Sports and Recreation Board, hereinafter referred to as the "Board," which shall be composed of five members. There shall be one member from each State of the Federated States of Micronesia. The State members of the Board shall be appointed by the President after discussion and consultation with the Governor of each State, and with the advice and consent of the Congress of the Federated States of Micronesia. The other member of the Board shall be appointed solely by the President with the advice and consent of the Congress. All members of the Board shall have at least 2 years experience in organizational aspects of sports and recreational programs.

Section 4. Board – Tenure of members.

(1) The member of the Board appointed solely by the President shall serve for a term of 2 years. Members of the Board from the respective States shall serve for a term of 3 years; PROVIDED, however, that when the Board is first appointed, two members shall serve for a term of 2 years, and two members
shall serve for a term of 3 years from the date of their appointment.

(2) The terms of the respective State members shall be determined by drawing lots at the initial meeting of the Board. Vacancies shall be filled in the same manner as the original appointment.

Section 5. Board - Organization and meetings. The Board shall by majority vote elect from among its members a chairman who shall serve for such term as may be prescribed by the Board. In the event of absence or disability of the chairman, the Board may designate another member to preside during the meeting. Three members of the Board shall constitute a quorum. The Board shall meet at such times and places as it may designate, but not less than twice each year. The members shall be notified of meetings by the chairman at least 2 weeks before the date of any meeting.

Section 6. Board - Expenses and compensation of members. Members of the Board shall be entitled to necessary travel expenses and to per diem at standard Federated States of Micronesia rates while on the business of the Board. Board members who are neither employees nor officials of the National Government or any State government shall, in addition, be paid $30 per day while on the business of the Board. If a member of the Board is concurrently employed in another post in the National Government, he shall be granted leave to attend the business of the Board, and shall receive his regular salary while on the business of the Board.

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Section 7. Board - Duties and functions. The Board shall have
the following duties and functions:

(1) Establish a 5-year National plan for the promotion
of sports and recreation programs to foster health and physical
fitness for citizens of all ages, and physical ability levels,
including the handicapped;

(2) As part of the 5-year plan, establish a systematic
sequence for the renovation of existing sports and recreation
facilities and/or the building of new facilities in each of the States;

(3) Organize nationwide incremental implementation of the
National sports and recreation plan over a 5-year period;

(4) Act as the coordinating and support organization for
the preparation and participation of any citizens in any regional or
international sports competition;

(5) Act as the coordinating and lead organization for the
hosting of any regional or international sports competitions within
the Federated States of Micronesia;

(6) Call for sports and recreation program proposals which
may include proposals for the renovation or building of sport and
recreation facilities from the States;

(7) Prioritize and allocate funding from the Sports and
Recreation Fund for the implementation of the 5-year plan, for
carrying out National sports and recreation programs and activities,
for the renovation and building of new sports and recreation
facilities, for the funding of State sports and recreation proposals,
and for other purposes set forth in this act; and

(8) Apply for grants, awards and appropriations from the
States or other funds from outside sources, to be used for the purposes
set forth in this act.

Section 8. Sports and Recreation Revolving Fund.

(1) There is hereby created and established a Sports and
Recreation Revolving Fund, hereinafter referred to as the "Fund,"
which shall be separate and apart from the General Fund of the
Federated States of Micronesia and all other funds.

(2) The purpose of the Fund is to establish an ongoing
revolving fund to allow any appropriations, grants, awards, or any
other funds obtained by, or on behalf of, the Sports and Recreation
Board to be used for the purpose of funding sports and recreation
programs and activities, implement the National sports and recreation
plan, carry out the renovation or building of sports and recreational
facilities, fund State proposals, or provide support for any other
sports and recreation activities to carry out the purposes of this act.

(3) All future appropriations made for the purpose of
carrying out the purposes of this act, and any other monies raised or
received by, or on behalf of the Board by grant, award, or any other
source, shall be deposited in the Fund. Any unexpended monies in this
Fund shall not revert to the General Fund nor lapse at the end of
the fiscal year.

(4) The Fund shall be administered by the Sports and
Recreation Board. The chairman of the Sports and Recreation Board
shall, not later than 30 days after the close of each governmental fiscal year, submit to the Attorney General a complete report of the activities and condition of the Fund for the fiscal year just completed. The Attorney General shall, within 30 days of receipt of the report from the chairman, forward the report to the President and the Congress of the Federated States of Micronesia.

(5) The Public Auditor shall audit the Fund at such times as the Public Auditor deems appropriate.

Section 9. Appropriation. The sum of $250,000, or so much thereof as may be necessary, is hereby appropriated from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 1994, to be deposited into the Sports and Recreation Revolving Fund to be expended for the purposes set forth in this act.

Section 10. Authorization. The sum of $250,000, or so much thereof as may be necessary, is hereby authorized to be appropriated from the General Fund of the Federated States of Micronesia for each fiscal year commencing 1995 through 1998, to be deposited into the Sports and Recreation Revolving Fund to be expended only for the purposes set forth in this act.

Section 11. Management of funds and lapse date. All funds appropriated by this act shall be allotted, managed, administered, and accounted for in accordance with applicable law, including, but not limited to, the Financial Management Act of 1979. The allottee shall be the chairman of the Sports and Recreation Board, who shall
be responsible for ensuring that these funds, or so much thereof
as may be necessary, are used solely for the purposes set forth
in this act, and that no obligations are incurred in excess of the
sum appropriated. The authority of the allottee to obligate funds
appropriated by this act shall not lapse.

Section 12. Effective date. This act shall become law upon
approval by the President of the Federated States of Micronesia or
upon its becoming law without such approval.

Date: 5-13-93 Introduced by: Leo Falcam